

IN THE CIRCUIT COURT FOR JEFFERSON COUNTY, ALABAMA

CITY NATIONAL BANK OF
BIRMINGHAM, a national
banking institution,

Plaintiff,

vs.

ROBERT T. BURGESS, SR.,
RUTH E. BURGESS and M.
PATRICIA BURGESS,

Defendants.



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Shelby Cnty Judge of Probate, AL
06/21/1979 12:00:00 AM FILED/CERT

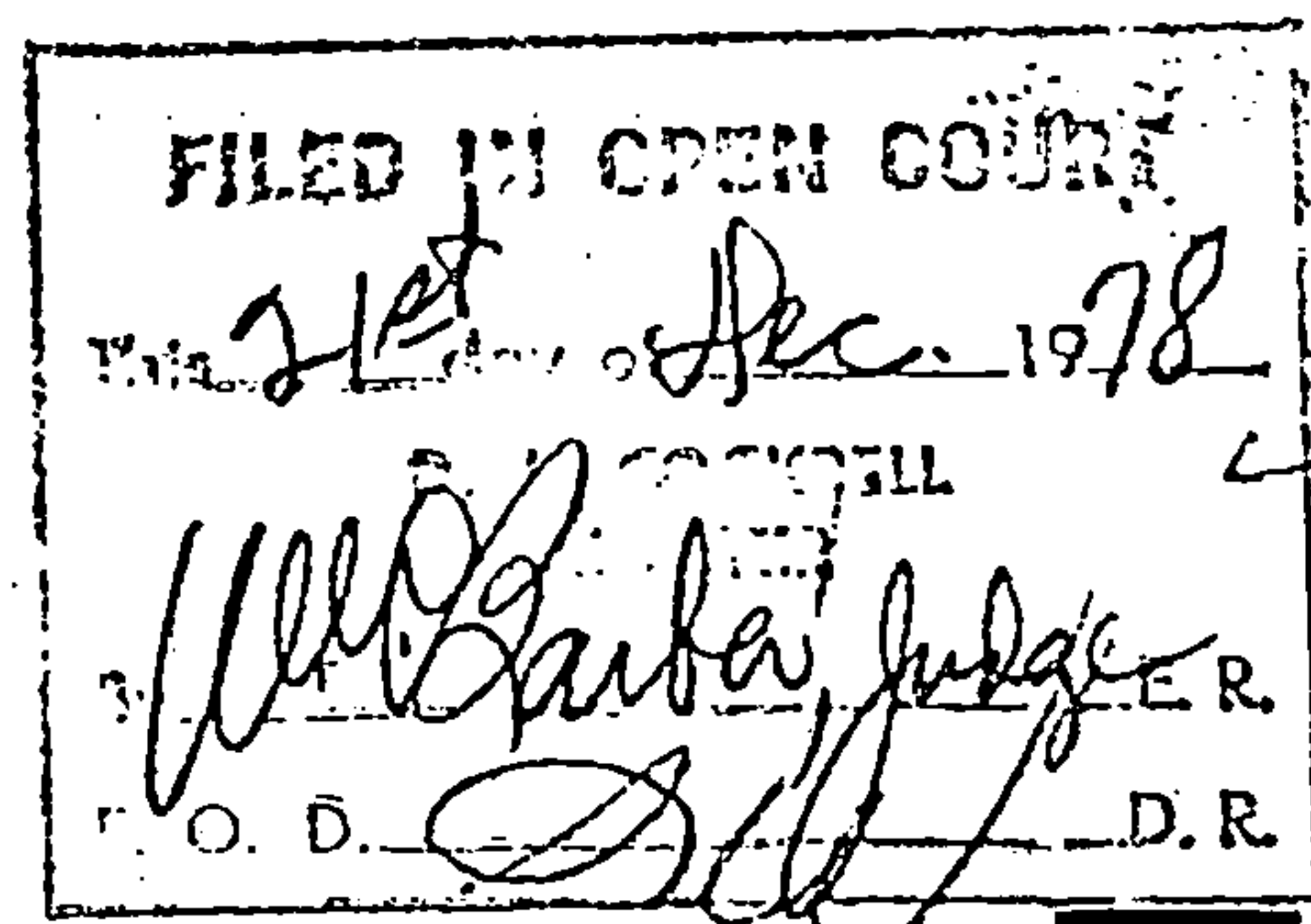
CIVIL ACTION NO. CV 78-500-768 WCB

CONSENT FINAL DECREE

The parties having settled their differences and having presented the terms of the settlement to be embodied in the Court's decree in this cause, it is by consent hereby:

ORDERED, ADJUDGED AND DECREED that the plaintiff, City National Bank of Birmingham, have of the defendants, Robert T. Burgess, Sr., Ruth E. Burgess and M. Patricia Burgess, with waiver of exemption as to personal property, a judgment in the amount of Eight Thousand Five Hundred Thirteen and No/100 Dollars (\$8,513.00) principal, One Thousand Six Hundred Twenty-five and 22/100 Dollars (\$1,625.22) interest and One Thousand Three Hundred Seventy-six and 95/100 Dollars (\$1,376.95) attorneys' fee, for a total of Eleven Thousand Five Hundred Fifteen and 17/100 Dollars (\$11,515.17) in favor of the plaintiff and against the defendants.

Plaintiff is also determined to be entitled to possession and ownership of: 1973 Chevrolet Monte Carlo, VIN No. 1H57K3B613911, alternate value - \$3,000.00; 1973 Olivetti Underwood Copia II Copier 19206 - alternate value - \$100.00; 1977 Sharp Bond Copier, 66500136-SF720 - alternate value - \$100.00; 1976 SCM Cartridge Electric Typewriter, GT 3753-2 - alternate value - \$100.00; 1975 SCM Cartridge Electric Typewriter, GD 37227 - alternate value - \$100.00; 1975 Olivetti Printing Electric Calculator, ID 77125 - alternate value - \$100.00.



The defendants' counterclaim is hereby dismissed with prejudice.

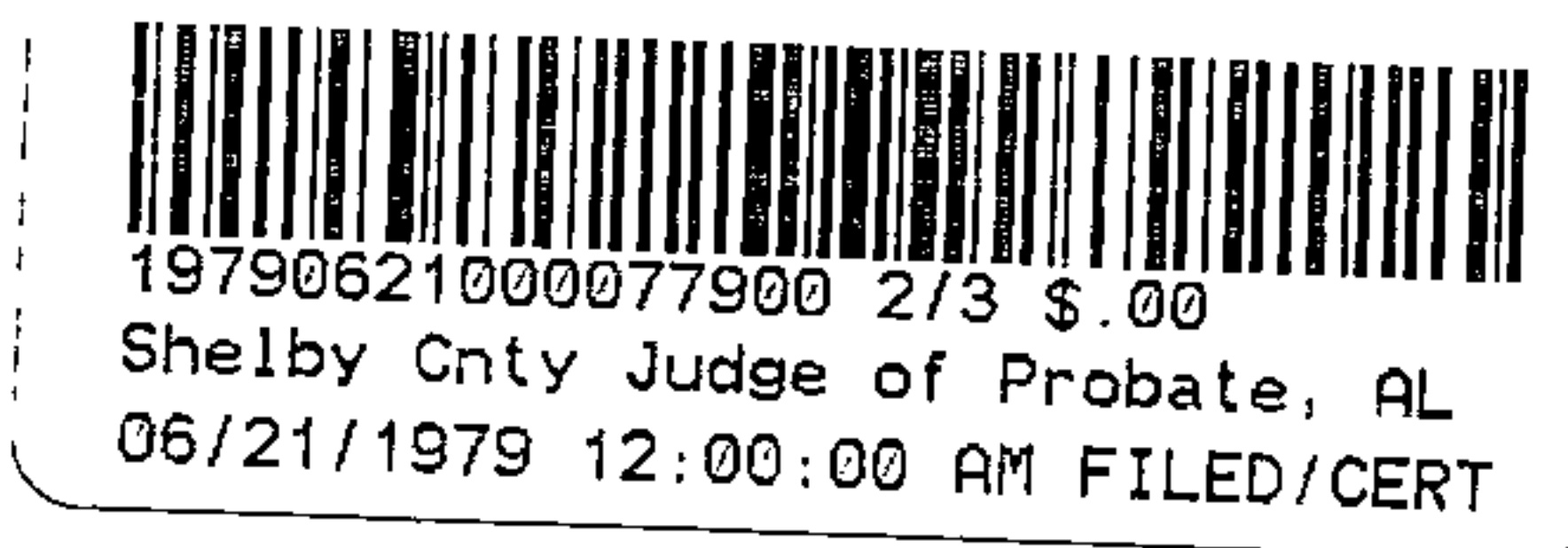
The real estate mortgage that the defendants gave to the plaintiff as collateral security for the indebtedness made the basis of this suit which was sought to be foreclosed in this action is hereby reinstated and in full force and effect between the parties.

Court costs accruing herein are hereby taxed against the defendants for which let execution issue.

DONE AND ORDERED this 2nd day of December, 1978.

[Signature]

Circuit Judge



BOOK 31 PAGE 413

REAL 1754 PAGE 16

STATE OF ALA. JEFFERSON CO.
I CERTIFY THIS INSTRUMENT
WAS FILED ON

REAL 1754 PAGE 14

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RECORDED & INDEXED
PD. ON THIS INSTRUMENT.

JUDGE OF PROBATE

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BOOK 31 PAGE 414



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Shelby Cnty Judge of Probate, AL
06/21/1979 12:00:00 AM FILED/CERT

The State of Alabama
JEFFERSON COUNTY

CIRCUIT COURT,
TENTH JUDICIAL CIRCUIT OF ALABAMA
IN EQUITY

I, the undersigned, as Register of the Circuit Court, Tenth Judicial Circuit of Alabama, do hereby certify that the foregoing contains a full, true and correct copy of the instrument herewith set out as appears of record in said Court.

Witness my hand and seal of said Court, this the 2 day of May, 19 79.

D. S. Cochrell, Register.
By: K. L. Bearden, Deputy Register.

JUN 21 AM 8:38

JUDGE OF PROBATE

Rec. 450
Dep. 100
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